

1 **WO**

2
3
4
5
6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
8

9 Walter Dragoo,

10 Plaintiff,

11 v.

12 Commissioner of Social Security
13 Administration,

14 Defendant.

No. CV-19-01988-PHX-SPL

**ORDER GRANTING DEFENDANT’S
MOTION TO ALTER OR AMEND
JUDGMENT PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 59(e)**

15 At issue is Defendant’s Motion to Alter or Amend Judgment Pursuant to Fed. R.
16 Civ. P. 59(e). (Doc. 19, “Motion.”) Defendant moves for alteration or amendment of this
17 Court’s Order (Doc. 17) reversing his decision to deny Plaintiff’s application for benefits
18 under the Social Security Act and remanding the matter for further administrative
19 proceedings. The Court has considered the Motion, Plaintiff’s Response (Doc. 20), and
20 Defendant’s Reply (Doc. 22). Because the Court finds it necessary to correct manifest
21 errors of law or fact upon which the judgment rests, *see Allstate Ins. Co. v. Herron*, 634
22 F.3d 1101, 1111 (9th Cir. 2011), Defendant’s Motion is granted.

23 **IT IS THEREFORE ORDERED** that Defendant’s Motion (Doc. 19) is **granted**.

24 ///

25 ///

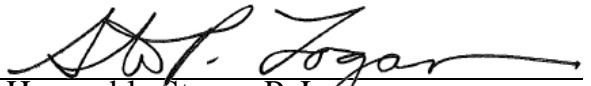
26 ///

27 ///

28 ///

1 **IT IS FURTHER ORDERED** that the Court's Order (Doc. 17) and Clerk's
2 Judgment (Doc. 18) are **vacated**. The Court will issue a new ruling on Plaintiff's Opening
3 Brief (Doc. 14), Defendant's Response (Doc. 15), and Plaintiff's Reply (Doc. 16) by
4 separate order.

5 Dated this 7th day of April, 2020.

6
7 
8 Honorable Steven P. Logan
United States District Judge